

MASSACHUSETTS BOARD OF REGISTRATION IN DENTISTRY
239 Causeway Street, Boston, MA 02114
Room 417
November 6, 2013
AGENDA

- 8:30 a.m. Call to Order**
- A. Nomination and Election of Officers**
- 8:45 a.m. B. M.G.L.c.112, §65C Session (closed to the public)**
- C. Executive Session (closed to the public)**
- 9:15 a.m. D. DentaQuest**
- 9:20 a.m. E. Review of General Session Minutes—Meeting of October 2, 2013**
- F. Administrative Matters**
--Update: Dental Assistant Regulations/Registration
--Update: AADB Annual Meeting
--Signatories for Consent Agreements
--Temporary Licensure
- G. Reconsiderations of Prior Board Action—Executive Director Barbara Young, RDH**
--In the Matter of DEN-2013-0006: Dr. Alaaeddin Alwazzan
--In the Matter of DEN-2011-0170: Dr. Russell Fox
- H. Probation Matter—Karen Fishman, Probation Monitor**
--In the Matter of DEN-2011-0134 et al.- Dr. Jeffrey Kravitz
- I. Complaint Resolution—Pending Board Cases—Kathy Perault**
--In the Matter of DEN-2012-0163: Dr. Paul Gangi
--In the Matter of DEN-2013-0077: Dr. Paul Gangi
--In the Matter of DEN-2013-0078: Dr. Alex Miele
--In the Matter of DEN-2013-0080: Peter Gangi, RDH
--In the Matter of DEN-2013-0081: Angela Gallant, RDH
--In the Matter of DEN-2013-0082: Michelle Ronsivalli, RDH
--In the Matter of DEN-2013-0091: Debora Gallagher, RDH
--In the Matter of DEN-2013-0090: Dr. Thomas Braun
--In the Matter of SA-INV-3849: Dr. Elke Wagle
- J. M.G.L.c.112, §65C Session (closed to the public)**
Complaint Resolution—Pending Board Cases—Kathleen O'Connell
(open to the public)
--In the Matter of DEN-2013-0041: Dr. James Hunt
--In the Matter of DEN-2013-0040: Dr. David Piech
--In the Matter of DEN-2013-0042: Dr. Eric Castenson
--In the Matter of DEN-2013-0043: Mary Watroba, RDH

- In the Matter of DEN-2013-0044: Charlotte Desrosiers-Carvalho, RDH
- In the Matter of DEN-2013-0045: Alina Carmen Bahnean, RDH
- In the Matter of SA-INV-4434: Dr. Barbara Glab

K. Complaint Resolution—Pending Board Cases—Sarah Millar

- In the Matter of DEN-2012-0159: Dr. Chau Hoang
(continued overleaf)

- In the Matter of DEN-2012-0181: Dr. Alvaro Gracia
- In the Matter of DEN-2012-0120: Dr. Brett Denhart

L. Complaint Resolution—Pending Board Cases—Barbara Yates

- In the Matter of SA-INV-3071: Dr. Alex Adeli
- In the Matter of SA-INV-3238: Dr. John Coyne
- In the Matter of SA-INV-3606: Dr. Derek Wolkowicz
- In the Matter of DEN-2013-0057: Dr. Dennis Jodoin
- In the Matter of DEN-2012-0097: Dr. Bruce Rubin
- In the Matter of DEN-2012-0082: Michelle Collins, RDH

M. Complaint Resolution—Pending Board Cases—Lisa Seeley-Murphy

- In the Matter of SA-INV-2907: Dr. Thomas Dodson
- In the Matter of SA-INV-3023: Dr. Maurice Zylber
- In the Matter of SA-INV-3024: Dr. Gary Stiller
- In the Matter of SA-INV-3063: Dr. Marina Pinkas
- In the Matter of SA-INV-3193: Dr. Bruce Russell
- In the Matter of DEN-2012-0137: Dr. Donald Tremblay
- In the Matter of DEN-2013-0015: Irene Beaulieu, RDH
- In the Matter of DEN-2013-0095: Sandra Correiro, RDH
- In the Matter of DEN-2013-0096: Dr. Robert Lorenz

Adjournment

NEXT MEETING: December 4, 2013

Board of Registration in Dentistry
General Session Minutes
November 6, 2013
Adopted by Board January 15, 2014

The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
Division of Health Professions Licensure
Board of Registration in Dentistry
239 Causeway Street, Suite 500, Boston, MA 02114

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GOVERNOR

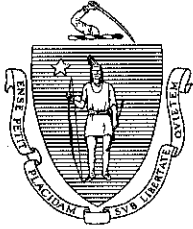
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MASSACHUSETTS BOARD OF REGISTRATION IN DENTISTRY
239 Causeway Street, Boston, MA 02114
Room 417
November 6, 2013
GENERAL SESSION MINUTES

Board Members Present: Dr. Milton Glicksman, Chair *pro tem*; Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens, Ms. Lois Sobel, RDH; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.; Ms. Diane Grondin, CDA Advisor.

Staff Members Present: James Lavery, Director of DHPL; Barbara Young, Executive Director; Jeffrey Mills, Assistant Executive Director; Marsha Bird, Board Counsel; Dr. Liliana DiFabio, Supervisor of Investigations; Investigators Sarah Millar, Eileen Mulligan, Kathleen O'Connell, Kathy Perault, Lisa Seeley-Murphy, and Barbara Yates; Eugene Langner, Prosecuting Counsel; Karen Fishman, Probation Monitor; Rosie Rogers, Administrative Assistant.

Dr. Milton Glicksman chaired the meeting.

Motion: To commence the meeting at 8:30 a.m.
Motion Made By: Ms. Lois Sobel
Second: Ms. Ailish Wilkie
Vote: Unanimous

Discussion: Dr. Glicksman suggested that the Board elect a Chairman Pro Tem as allowed for in Robert's Rules of Order for the conduct of the election of a new Chair and Secretary.

Motion: To elect Dr. Milton Glicksman as Chairman Pro Tem
Motion Made By: Dr. Stephen DuLong
Vote: Yea: Dr. Milton Glicksman; Dr. David Samuels; Dr. Stephen DuLong; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ.
Nay: Dr. Cynthia Stevens and Ms. Lois Sobel
Abstain: Dr. John Hsu

Board of Registration in Dentistry
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Adopted by Board January 15, 2014

Discussion: Whether to allow nominees for Board Chair to make a statement to the Board regarding their qualifications and thoughts on issues facing the Board. Board agreed that this was acceptable. Board Counsel advised that this question should be voted upon.

Motion: **To allow nominees to make statements to the Board**

Motion Made By: Ward Cromer, Ph.D.

Second: Dr. Stephen DuLong

Vote: Unanimous

Discussion: Board Counsel requested that the Board vote on whether the election of Chair and Secretary is to be by a paper ballot or by voice vote.

Motion: **To elect Board Chair by a voice roll-call vote**

Motion Made By: Ward Cromer, Ph.D.

Second: Ms. Ailish Wilkie

Vote: Unanimous

Chair pro tem opened the floor for nominations for Board Chair.

Motion: **To nominate Dr. Cynthia Stevens for Board Chair for a one year term.**

Motion Made By: Ms. Lois Sobel

Motion: **To nominate Dr. Milton Glicksman for Board Chair for a one year term.**

Motion Made By: Dr. Roderick Lewin

Motion: **To close nominations**

Motion Made By: Ms. Ailish Wilkie

Second: Ms. Lois Sobel

Vote: Unanimous

Statements by Candidates:

Dr. Cynthia Stevens made the first statement to the Board, reviewing her professional qualifications and history, citing her involvement with clinical practice, administrative experience

and research experience, as well as her past affiliations with MIT and Forsyth Dental Institute. Dr. Stevens made note of the need to be inclusive, working with outside agencies and groups. Dr. Stevens also stated that each Board member is an equal participant on the Board and asked for their support.

Dr. Glicksman reviewed his professional experience as a private practitioner, involvement with the Massachusetts Dental Society, as a past President, and the Tufts Dental School Alumni Association. Dr. Glicksman also serves on the Commission for Dental Accreditation of the American Dental Association. Dr. Glicksman discussed his views on PGY-1, which he is open to considering.

Following these statements, Board members asked questions of the candidates. Dr. Hsu asked each candidate about their view of PGY-1. Dr. Stevens stated that she was not ready to implement this path to licensure and wanted the Board to proceed cautiously on this issue.

Dr. Glicksman began to report recent discussion at the CODA Commission meeting regarding Advanced Dental Therapists. Like PGY-1, the legislatures of each state will decide whether to license Advanced Dental Therapists. Both CODA and this Board need to be ready for this emerging issue in Massachusetts.

Board Director Barbara Young informed the Board that legislation for the Advanced Practice of Dental Hygiene is currently pending in the Legislature. .

Ms. Sobel indicated that CODA should allow dental hygienists to have a path to advanced dental therapists, and asked Dr. Glicksman for his opinion regarding those who are not dental hygienists becoming an Advanced Dental Therapist. Dr. Glicksman stated that in his opinion there is not enough information to make an informed decision on this question.

Dr. Hsu asked each candidate for their opinions on PGY-1 and Advanced Dental Therapists. Dr. Stevens stated "not yet" on PGY-1 and was in favor of dental hygienists becoming Advanced Dental Therapists. Dr. Glicksman stated that he was open to PGY-1 now, but not currently open to Advanced Dental Therapists, but may be open to the matter in the future.

Board Counsel reminded the Board of the regular process that would result if any legislation passed, that the development of regulations is a lengthy process, involving public comment and review by the Department of Public Health and EOHHS, before the Board could promulgate any regulations in this area.

Motion:	To end discussion and call for a vote.
Motion Made By:	Ward Cromer, Ph.D.
Second:	Dr. David Samuels
Roll Call Vote:	Yea: Dr. Stephen DuLong; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Lois Sobel, RDH; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D. Abstain: Dr. John Hsu; Dr. Milton Glicksman, Chair <i>pro tem</i>

Results of First Roll Call First Voice Vote

Votes for Dr. Cynthia Stevens Dr. John Hsu; Ms. Lois Sobel, RDH; Dr. Cynthia Stevens; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ.

Votes for Dr. Milton Glicksman Ward Cromer, Ph.D.; Dr. Stephen DuLong; Dr. Milton Glicksman, Dr. Roderick Lewin, Dr. David Samuels.

Vote failed.

Dr. Hsu questioned whether a filibuster was allowed. Board Counsel advised the Board that the Board should keep voting until a Chair was elected.

Motion: To postpone vote on Chair to the December 4, 2013 Board meeting

Motion Made By: Dr. David Samuels

Second: Ward Cromer, Ph.D.

Discussion: The Board discussed this motion and determined that at least two Board members would not present at the December meeting, one of whom is a candidate.

Dr. Samuels amended his motion as follows:

Amended Motion: To take one more vote today and if it fails, postpone the vote until December.

Discussion: Dr. Stevens noted that until this election the Board's custom has been to elect the most senior member the Chair and the second longest serving member as Secretary. This was confirmed by Ms. Diane Grondin.

Dr. Lewin suggested that it might preferable to do a second ballot as a paper ballot.

Dr. Samuels agreed to amend his amended motion.

Motion: To take a second vote by paper ballot and if it still results in a tie, the election would take place at the December Board meeting.

Motion Made By: Dr. David Samuels

Second Ward Cromer, Ph.D.

Vote **Yea:** Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.

Nay: Dr. Stephen DuLong, Ms. Lois Sobel, RDH.

Abstain: Dr. Milton Glicksman, Chair *pro tem*

Board members completed paper ballots, the results of which were read aloud by Executive Director Barbara Young

For Dr. Cynthia Stevens Dr. John Hsu, Ms. Lois Sobel, Dr. Cynthia Stevens, Ms. Jacyn Stultz, Ms. Ailish Wilkie

For Dr. Milton Glicksman Dr. Ward Cromer, Dr. Stephen Dulong, Dr. Milton Glicksman, Dr. Roderick Lewin, Dr. David Samuels

Vote failed

Motion: To hold the vote in December

Motion Made By: Dr. David Samuels

Second: Dr. Roderick Lewin

Discussion: Ms. Wilkie reminded the Board that one of the candidates would be not be present at the December Board meeting because of service as a NERB examiner, which was Board business. Ms. Wilkie also informed the Board that she would not be present at the December meeting.

Dr. Lewin asked whether Board members could vote by proxy. He was informed that proxy votes were a violation of the Open Meeting Law.

Vote: **Yea:** Dr. Roderick Lewin, Dr. David Samuels
Nay: Dr. Stephen DuLong; Dr. John Hsu; Dr. Cynthia Stevens; Ms. Lois Sobel, RDH; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.
Abstain: Dr. Milton Glicksman, Chair *pro tem*

Vote to hold election in December failed.

Motion: To postpone nomination and election of Chair to January 2014.

Motion Made By: Ms. Ailish Wilkie

Second: Dr. David Samuels

Roll-Call Vote: **Yea:** Dr. Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Lois Sobel, RDH; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.
Abstain: Dr. Milton Glicksman, Chair *pro tem*

Executive Director Barbara Young reminded the Board that they also had to vote for a Secretary and could do so today.

Motion: To postpone election of Secretary until January and vote for both officers at the same time.

Motion Made By: Dr. Cynthia Stevens

Second: Ward Cromer, Ph.D.

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Roll-Call Vote: **Yea:** Dr. Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Lois Sobel, RDH; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.
Abstain: Dr. Milton Glicksman, Chair *pro tem*

Motion: **To leave General Session at 9:38 a.m.**

Motion Made By: Ms. Ailish Wilkie

Second: Dr. Stephen DuLong

Vote: Unanimous

Motion: **To enter M.G.L. c. 112, §65C Session at 9:38 a.m.**

Motion Made By: Ms. Ailish Wilkie

Second: Dr. Stephen DuLong

Roll-Call Vote: **Yea:** Dr. Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Lois Sobel, RDH; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.

Abstain: Dr. Milton Glicksman, Chair *pro tem*

Non-Voting Member: Ms. Diane Grondin, CDA Advisor

Motion: To leave M.G.L. c. 112, §65C Session at 9:56 a.m.

Motion Made By: Ms. Ailish Wilkie

Second: Dr. Stephen DuLong

Vote: **Yea:** Dr. Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Lois Sobel, RDH; Ms. Jacyn Stultz, RDH; Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.

Abstain: Dr. Milton Glicksman, Chair *pro tem*
Non-Voting Member: Ms. Diane Grondin, CDA Advisor

Motion: To enter Executive Session at 9:56 a.m.

Motion Made By: Dr. David Samuels

Second: Dr. Stephen DuLong

Vote: **Yea:** Dr. Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Lois Sobel, RDH; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.

Abstain: Dr. Milton Glicksman, Chair *pro tem*
Non-Voting Member: Ms. Diane Grondin, CDA Advisor

Motion: To leave Executive Session at 9:58 a.m.

Motion Made By: Ms. Ailish Wilkie

Second: Ms. Lois Sobel

Roll-Call Vote: **Yea:** Dr. Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.

Abstain: Dr. Milton Glicksman, Chair *pro tem*; Ms. Lois Sobel, RDH.
Non-Voting Member: Ms. Diane Grondin, CDA Advisor.

Motion: To enter General Session at 9:58 a.m.

Motion Made By: Dr. Stephen DuLong

Second: Ms. Lois Sobel

Vote: Unanimous

Board Counsel Marsha Bird encouraged members to review the minutes of the General Session of October 2, 2013 to provide background information on this subject. Since the October meeting, the Executive Office of Health and Human Services legal office has been working to draft a memo establishing the Commonwealth's position on the matter brought before the Board in October. The issue is whether dentists not licensed in Massachusetts who provide insurance determinations constitutes unlicensed practice of dentistry. Board members discussed emerging trends such as telemedicine and asked if the Board of Registration in Medicine has made statements on this subject.

Motion: **To form a Workgroup to review the issues surrounding out-of-state insurance reviews by dentists not licensed in Massachusetts.**

Motion Made By: Dr. David Samuels

Second: Dr. Cynthia Stevens

Vote: Unanimous

Drs. Samuels, Stevens, and Hsu volunteered as members of the Workgroup. Dr. Samuels agreed to chair the group and to hold its first meeting immediately following the January 15, 2014 Board meeting.

Review of Minutes of General Session, October 2, 2013

Motion: **To approve General Session Minutes of October 2, 2013.**

Motion Made By: Dr. David Samuels

Second: Dr. Roderick Lewin

Vote: **Yea:** Dr. Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.
Abstain: Dr. Milton Glicksman, Chair *pro tem*; Ms. Lois Sobel, RDH.
Non-Voting Member: Ms. Diane Grondin, CDA Advisor.

Administrative Matters

--Update: Dental Assistant Regulations/Registration

Executive Director Barbara Young advised Board Members that two clarifying changes had been made to the proposed regulations: 1) References to 603 CMR 3.00 have been deleted to conform with changes affecting schools in the category previously known as "proprietary schools" in the Commonwealth, and 2) To change the designation of supervision (at 234 CMR 5.15 (48)) to "D" (Direct) for the Dental Hygienist to preliminarily fit crowns to check contacts, adjust occlusion on crowns inside the mouth, as the D designation is also used for the Expanded Function Dental Assistant. With these corrections, the proposed regulations have been cleared by DPH Legal and are now under review by Executive Office of Health and Human Services Legal, Office of Administration and Finance, and the Governor's Office.

--Update: AADB Annual Meeting

Executive Director Barbara Young and Drs. Glicksman and Stevens attended this meeting in New Orleans, at which former Board Chair Dr. Mina Paul was elected First Vice President. Dr. Stevens reported that there has been positive feedback to the new D-PREP program for remediation. The roundtable with Board attorneys focused on issues with electronic patient records and teledentistry.

--Signatories for Consent Agreements

After some discussion, the Board agreed that until a Chair is elected, Dr. Glicksman will continue to review the documents sent to him electronically, then call Executive staff to sign in his behalf. This will allow a Board member to review each document before it is signed and also avoid delays of mailing.

--Temporary Licensure

Drs. Glicksman and Samuels expressed concern that dentists licensed in other states who were previously licensed in Massachusetts must pay license reactivation fees before being able to practice in the Commonwealth, even if their intention is to practice here very briefly, such as with live patients at a dental conference. This issue is not addressed in the current provisions for Temporary Dental Licensure; the law allows only for those who have never held a Massachusetts license to apply for a Temporary License.

Motion: To authorize staff to develop proposals to change the Temporary Dental Licensure statute.

Motion Made By: Dr. David Samuels

Second: Ms. Lois Sobel

Vote: Unanimous

The meeting was paused for a brief break at 10:35 a.m. and resumed at 10:45 a.m.

Reconsiderations of Prior Board Action—Executive Director Barbara Young, RDH

--In the Matter of DEN-2013-0006: Dr. Alaaeddin Alwazzan

Discussion: The Board considered the Licensee's petition and noted that the proposed Board action (Stayed Probation) is non-disciplinary and is not reported to outside agencies or the public as discipline. As the Board previously denied shortening the term of the Stayed Probation offered to the Licensee's partner, it would be unfair to do so for this Licensee.

Motion: To deny reconsideration.

Motion Made By: Ward Cromer, Ph.D.

Second: Ms. Ailish Wilkie

Vote: Unanimous

--In the Matter of DEN-2011-0170: Dr. Russell Fox

Discussion: Members considered the Licensee's petition and a memo from Executive Director Young outlining the background for the prior decision, and other previous Board decisions in matters involving failure to treat patient for extended periods of time.

Motion: To deny reconsideration.

Motion Made By: Dr. Cynthia Stevens

Second: Ms. Ailish Wilkie

Vote: **Yea:** Dr. Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. Cynthia Stevens; Ms. Lois Sobel, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.
Nay: Dr. David Samuels.
Abstain: Dr. Milton Glicksman, Chair *pro tem*; Ms. Jacyn Stultz, RDH.
Non-Voting Member: Ms. Diane Grondin, CDA Advisor.

Probation Matter—Karen Fishman, Probation Monitor

--In the Matter of DEN-2011-0134 et al.- Dr. Jeffrey Kravitz

Probation Monitor Karen Fishman gave an update to the Board regarding the compliance inspection conducted on October 10, 2013, in which Investigators discovered violations of anesthesia regulations, including but not limited to an inoperable Criticare monitor. The licensee intends to administer moderate sedation via IV, oral sedatives and nitrous oxide-oxygen sedation. The deficiencies have been corrected.

Complaint Resolution—Pending Board Cases—Kathy Perault

--In the Matters of DEN-2012-0163 and DEN-2013-0077: Dr. Paul Gangi

Discussion: After discussion of both matters, the Board agreed to the following motion.

Motion: To join DEN-2012-0163 and DEN-2013-0077

Motion Made By: Dr. Stephen DuLong

Second: Dr. John Hsu

Vote: Unanimous

Recused: Dr. David Samuels recused at 10:56 a.m. and returned at 11:17 a.m.

--In the Matters of DEN-2012-0163 and DEN-2013-0077: Dr. Paul Gangi

- Allegations:** Unsanitary conditions and regulatory infection control standards violation; inappropriate prescribing
- Discussion:** Board members reviewed the Investigation Reports, which included evidence of infection control violations and incomplete Continuing Education for the 2010-2012 renewal cycle. There was evidence and admission by the Licensee of prescribing medication for his wife on some occasions, although the medication was appropriate for her condition. The Licensee now realizes his prescribing error.
- Motion:** **To offer Stayed Probation for one year and to include the following continuing education:**
Full Day: Risk Management
Full Day: Infection Control
Also, to include one course in infection control for all clinical staff. Licensee should complete all continuing education credits required for license renewal ending March 31, 2012.
- Motion Made By:** Ms. Ailish Wilkie
- Second:** Dr. Roderick Lewin
- Vote:** Unanimous
- Recused:** Dr. David Samuels recused at 10:56 a.m. and returned at 11:17 a.m.

--In the Matter of DEN-2013-0078: Dr. Alex Miele

- Allegation:** Regulatory code violation- infection control standards of practice
- Discussion:** Board members reviewed the Investigation Report, which included evidence of infection control violations and incomplete continuing education for the 2010-2012 renewal cycle.
- Motion:** **To offer Stayed Probation for 6 months and to include the following continuing education:**
Full Day: Risk Management
Full Day: Infection Control
Also, to include completion of continuing education credits required for license renewal ending March 31, 2012.
- Motion Made By:** Ms. Ailish Wilkie
- Second:** Dr. Cynthia Stevens
- Vote:** Unanimous
- Recused:** Dr. David Samuels recused at 10:56 a.m. and returned at 11:17 a.m.

--In the Matter of DEN-2013-0080: Peter Gangi, RDH

Allegation: Regulatory code violation- infection control standards of practice

Discussion: Members reviewed the Investigation Report, which included evidence of infection control violations.

Motion: To offer Stayed Probation for 6 months and to include the following continuing education:
Full Day: Risk Management
Full Day: Infection Control

Motion Made By: Ms. Ailish Wilkie

Second: Dr. Cynthia Stevens

Vote: Unanimous

Recused: Dr. David Samuels recused at 10:56 a.m. and returned at 11:17 a.m.

--In the Matter of DEN-2013-0081: Angela Gallant, RDH

Allegation: Infection control regulatory violations

Discussion: Board members reviewed the Investigation Report, which included evidence of infection control violations and failure to renew certification in Basic Life Support that includes a hands-on component.

Motion: To offer Stayed Probation for 6 months and to include the following continuing education:
Full Day: Risk Management
Full Day: Infection Control
Also, to include completion of CPR/AED certification required for license renewal ending March 31, 2011.

Motion Made By: Ms. Lois Sobel

Second: Ms. Ailish Wilkie

Vote: Unanimous

Recused: Dr. David Samuels recused at 10:56 a.m. and returned at 11:17 a.m.

--In the Matter of DEN-2013-0082: Michelle Ronsivalli, RDH

Allegation: Infection control regulatory violation

Discussion: Members reviewed the Investigation Reports, which included evidence of infection control violations.

Motion: **To offer Stayed Probation for 6 months and to include the following continuing education:**
Full Day: Risk Management
Full Day: Infection Control

Motion Made By: Ms. Lois Sobel

Second: Ms. Ailish Wilkie

Vote: Unanimous

Recused: Dr. David Samuels recused at 10:56 a.m. and returned at 11:17 a.m.

--In the Matter of DEN-2013-0091: Debora Gallagher, RDH

Allegation: Licensee practiced dental hygiene without a current license from March 31, 2011 through April 17, 2013.

Discussion: The investigation report was reviewed

Motion: **To offer a consent agreement for Reprimand.**

Motion Made By: Ms. Ailish Wilkie

Second: Dr. Cynthia Stevens

Vote: Unanimous

--In the Matter of DEN-2013-0090: Dr. Thomas Braun

Allegation: Licensee employed a dental hygienist without a current license from March 31, 2011 through April 17, 2013.

Discussion: The Investigation Report was reviewed.

Motion: **To dismiss the matter and send an advisory regarding the licensee-employer's responsibility to ensure that dental auxiliaries comply with licensure regulations.**

Motion Made By: Dr. Stephen DuLong

Second: Dr. Cynthia Stevens

Vote: Unanimous

--In the Matter of SA-INV-3849: Dr. Elke Wagle

Allegation: Failure to communicate

Discussion: The Investigation Report was reviewed.

Motion: To not open as a complaint.

Motion Made By: Dr. Stephen DuLong

Second: Dr. John Hsu

Vote: Unanimous

Motion: To leave General Session at 11:19 a.m.

Motion Made By: Ms. Ailish Wilkie

Second: Ms. Lois Sobel

Vote: Unanimous

Motion: To enter M.G.L. c. 112, §65C Session at 11:19 a.m.

Motion Made By: Ms. Ailish Wilkie

Second: Dr. Stephen DuLong

Roll-Call Vote: **Yea:** Dr. Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Lois Sobel, RDH; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.
Abstain: Dr. Milton Glicksman, Chair *pro tem*
Non-Voting Member: Ms. Diane Grondin, CDA Advisor

Motion: To leave M.G.L. c. 112, §65C Session at 11:29 a.m.

Motion Made By: Ms. Lois Sobel

Second: Dr. Stephen DuLong

Roll-Call Vote: **Yea:** Dr. Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Lois Sobel, RDH; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.
Abstain: Dr. Milton Glicksman, Chair *pro tem*
Non-Voting Member: Ms. Diane Grondin, CDA Advisor

Motion: To enter General Session at 11:29 a.m.

Motion Made By: Ms. Lois Sobel

Second: Dr. Stephen DuLong

Vote: Unanimous

--In the Matter of DEN-2013-0041: Dr. James Hunt

Allegation: Infection control regulatory violations

Discussion: The Investigation Report, including evidence of intermittent spore tests and other infection control violations, was reviewed. Also noted were deficiencies in maintaining required emergency drugs and equipment, and there was no evidence of a written protocol for management of medical and dental emergencies. Corrective action has been taken for all deficiencies.

Motion: To offer Probation for 1 year and to include the following continuing education:
Full Day: Risk Management
Full Day: Infection Control

Motion Made By: Ms. Ailish Wilkie

Second: Dr. John Hsu

Vote: Unanimous

--In the Matter of DEN-2013-0040: Dr. David Piech

Allegation: Infection control regulatory violations

Discussion: The Investigation Report was reviewed, and it was noted that this Licensee is a former co-owner of the practice and is currently a contract worker for three days a week. It was also noted that the Licensee failed to take the required Continuing Education course in infection control during the last license renewal cycle. Corrective action for infection control violations has been taken.

Motion: To offer Probation for 1 year and to include the following continuing education:
Full Day: Risk Management
Full Day: Infection Control

Motion Made By: Dr. David Samuels

Second: None.

Vote: MOTION FAILED.

Motion: To offer Stayed Probation for 1 year and to include the following continuing education:

Full Day: Risk Management

Full Day: Infection Control

Motion Made By: Ms. Ailish Wilkie

Second: Ms. Lois Sobel

Vote: Unanimous

--In the Matter of DEN-2013-0042: Dr. Eric Castenson

Allegation: Infection control regulatory violations

Discussion: The Investigation Report, including evidence of intermittent spore tests and other infection control violations, was reviewed. Also noted were deficiencies in maintaining required emergency drugs and equipment, and there was no evidence of a written protocol for management of medical and dental emergencies. Corrective action has been taken for all deficiencies.

Motion: To offer Probation for 1 year and to include the following continuing education:

Full Day: Risk Management

Full Day: Infection Control

Motion Made By: Ms. Ailish Wilkie

Second: Dr. Cynthia Stevens

Vote: **Yea:** Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Lois Sobel, RDH; Ms. Jacyn Stultz, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.

Nay: Dr. Stephen DuLong

Abstain: Dr. Milton Glicksman, *chair pro tem*

Non-voting Advisor: Ms. Diane Grondin, CDA

--In the Matter of DEN-2013-0043: Mary Watroba, RDH

Allegation: Infection control regulatory violations

Discussion: Investigation Report was reviewed, and it was noted that the Licensee worked in the practice one day per week for eleven months.

Motion: To dismiss the matter and to send an advisory regarding compliance with 234 CMR 5.05 (1), Infection Control Practices, in any practice in which a licensee is employed.

Motion Made By: Dr. David Samuels
Second: Dr. Stephen DuLong
Vote: Unanimous

--In the Matter of DEN-2013-0044: Charlotte Desrosiers-Carvalho, RDH

Allegation: Infection control regulatory violations
Discussion: Investigation Report was reviewed. Licensee is full-time and has been employed by the practice since 2001.
Motion: To offer Stayed Probation for 6 months and to include the following continuing education:
Full Day: Risk Management
Full Day: Infection Control

Motion Made By: Dr. David Samuels
Second: Dr. Cynthia Stevens
Vote: Unanimous

--In the Matter of DEN-2013-0045: Alina Carmen Bahnean, RDH

Allegation: Infection control regulatory violations
Discussion: Investigation Report was reviewed. Licensee is full-time and has been employed by the practice since 2011.
Motion: To offer Stayed Probation for 6 months and to include the following continuing education:
Full Day: Risk Management
Full Day: Infection Control

Motion Made By: Ms. Lois Sobel
Second: Dr. Cynthia Stevens
Vote: Unanimous

--In the Matter of SA-INV-4434: Dr. Barbara Glab

Allegations: Failure to release dental record, business practice issues, misdiagnosis of condition and inferior treatment
Discussion: Investigation Report was reviewed, and it was noted there is no evidence Licensee treated the Complainant.

Motion: **To not open as a complaint.**
Motion Made By: Dr. Stephen DuLong
Second: Dr. John Hsu
Vote: Unanimous

Complaint Resolution—Pending Board Cases—Sarah Millar

--In the Matter of DEN-2012-0159: Dr. Chau Hoang

Allegations: General practice standards
Discussion: Members reviewed the Investigation Report, including patient records from Licensee and subsequent providers, correspondence between Licensee and Complainant including referrals, photographs, and radiographs.
Motion: **To dismiss the matter and to send an advisory regarding compliance with 234 CMR 5.15, Content of Patient Records.**
Motion Made By: Ms. Ailish Wilkie
Second: Dr. John Hsu
Vote: Unanimous

--In the Matter of DEN-2012-0181: Dr. Alvaro Gracia

Allegation: Failure to adhere to general practice standards regarding treatment while under intravenous conscious sedation
Discussion: The Investigation Report, radiographs from Licensee and subsequent providers, and the patient record, including documentation of conscious sedation procedures, were reviewed.
Motion: **To offer Stayed Probation for 6 months, and to include the following continuing education:**
Full Day: Risk Management
Half Day: Record Keeping
Also, to include a course in Infection Control required for license renewal ending March 31, 2012.
Motion Made By: Dr. John Hsu
Second: Dr. Stephen DuLong

Vote: **Yea:** Dr. Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. Cynthia Stevens; Ms. Jacyn Stultz, RDH; Ms. Lois Sobel, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.
Nay: Dr. David Samuels
Abstain: Dr. Milton Glicksman, Chair *pro tem*
Non-voting Member: Ms. Diane Grondin, CDA Adviser

Ms. Diane Grondin left the meeting at 12:30 p.m.

The Board recessed for lunch at 12:30 p.m. and resumed at 1:03 p.m.

--In the Matter of DEN-2012-0120: Dr. Brett Denhart

Allegation: Failure to adhere to general practice standards regarding sedation medication and multiple extractions.

Discussion: Members reviewed the Investigation Report, photographs, treatment notes, and radiographs from the Licensee and subsequent practitioner.

Motion: **To refer matter to Prosecution with the recommendation to offer 1 year Probation and to include the following continuing education:**
Full Day: Risk Management
Full Day: Anesthesia Techniques

Motion Made By: Ms. Lois Sobel

Second: Dr. Cynthia Stevens

Vote: Unanimous

Complaint Resolution—Pending Board Cases—Barbara Yates

--In the Matter of SA-INV-3071: Dr. Alex Adeli

Allegation: Unethical conduct

Discussion: The Investigation Report was reviewed. The matter had been taken to court, and the Licensee was not required by the judgment to pay the Complainant any part of the claim or costs in the claim.

Motion: **To not open as a complaint.**

Motion Made By: Dr. Stephen DuLong

Second: Dr. Cynthia Stevens

Vote: Unanimous

--In the Matter of SA-INV-3238: Dr. John Coyne

Allegation: Inferior treatment

Discussion: The Investigation Report was reviewed, as well as radiographs, both pre- and post-operative.

Motion: **To open as a complaint.**

Motion Made By: Dr. David Samuels

Second: Dr. John Hsu

Vote: **Yea:** Ms. Jacyn Stultz, RDH
Nay: Dr. Stephen DuLong; Dr. John Hsu; Dr. Roderick Lewin; Dr. David Samuels; Dr. Cynthia Stevens; Ms. Lois Sobel, RDH; Ms. Ailish Wilkie, CPHQ; Ward Cromer, Ph.D.
Abstain: Dr. Milton Glicksman, Chair *pro tem*

VOTE FAILED. COMPLAINT NOT TO BE OPENED.

--In the Matter of SA-INV-3606: Dr. Derek Wolkowicz

Allegation: Business practice issues

Discussion: The Investigation Report, including the Truth in Lending Statement signed by the Complainant, was reviewed.

Motion: **To not open as a complaint.**

Motion Made By: Dr. Cynthia Stevens

Second: Ms. Ailish Wilkie

Vote: Unanimous

Recused: Dr. Milton Glicksman recused at 1:34 p.m. and returned at 1:38 p.m.

--In the Matter of DEN-2013-0057: Dr. Dennis Jodoin

Allegation: Failure to adhere to the standards of practice in the placement of an implant which failed four times, and failure to document and/or deliver prophylactic pre-medication prior to invasive dental treatment.

Discussion: Members reviewed the Investigation Report and the patient record, including radiographs from the Licensee and subsequent providers, scans, and photographs.

Motion: **To dismiss the matter with an advisory regarding compliance with 234 CMR 5.15, Content of Patient Records.**

Motion Made By: Dr. John Hsu

Second: Dr. Cynthia Stevens

Discussion: It was noted that the Licensee had not completed required Continuing Education in Infection Control during the 2010-2012 renewal cycle.

MOTION WITHDRAWN

Motion: **To offer Stayed Probation for 6 months, and to include the following continuing education:**

Full Day: Record Keeping

4 Hours: Ethics (may be taken online)

Also, to include the course in Infection Control, mandatory for license renewal ending March 31, 2012.

Motion Made By: Ms. Ailish Wilkie

Second: Dr. Stephen DuLong

Vote: Unanimous

--In the Matter of DEN-2012-0097: Dr. Bruce Rubin

Allegation: General practice standards violation through rough and abusive treatment during restorative treatment

Discussion: The Investigation Report was reviewed.

Motion: **To dismiss the matter and to send an advisory regarding compliance with 234 CMR 5.15, Content of Patient Records.**

Motion Made By: Ms. Lois Sobel

Second: Dr. Stephen DuLong

Vote: Unanimous

--In the Matter of DEN-2012-0082: Michelle Collins, RDH

Allegation: Patient abuse in performing a deliberately rough prophylaxis

Discussion: The Investigation Report, including radiograph and photograph, were reviewed.

Motion: To dismiss the matter without prejudice.
Motion Made By: Dr. David Samuels
Second: Dr. Cynthia Stevens
Vote: Unanimous

Complaint Resolution—Pending Board Cases—Lisa Seeley-Murphy

--In the Matter of SA-INV-2907: Dr. Thomas Dodson

Allegation: Malpractice claims
Discussion: The Investigation Report, including pre-operative radiographs, was reviewed.
Motion: To not open as a complaint.
Motion Made By: Stephen DuLong
Second: Dr. John Hsu
Vote: Unanimous
Recused: Dr. Liliana DiFabio recused at 2:05 p.m. and returned at 2:08 p.m.

--In the Matter of SA-INV-3023: Dr. Maurice Zylber

Allegation: Unable to obtain dental record
Discussion: The Investigation Report was reviewed.
Motion: To not open as a complaint.
Motion Made By: Ms. Ailish Wilkie
Second: Dr. Cynthia Stevens
Vote: Unanimous

--In the Matter of SA-INV-3024: Dr. Gary Stiller

Allegation: Unable to obtain dental record
Discussion: The Investigation Report was reviewed.
Motion: To not open as a complaint.
Motion Made By: Ward Cromer, Ph.D.

Second: Ms. Jacyn Stultz

Vote: Unanimous

--In the Matter of SA-INV-3063: Dr. Marina Pinkas

Allegation: Fraud

Discussion: The Investigation Report was reviewed. Record-keeping deficiencies were noted.

Motion: **To not open as a complaint and send an advisory letter regarding compliance with 234 CMR 5.15, Content of Patient Records.**

Motion Made By: Dr. Cynthia Stevens

Second: Dr. John Hsu

Vote: Unanimous

--In the Matter of SA-INV-3193: Dr. Bruce Russell

This matter was deferred.

--In the Matter of DEN-2012-0137: Dr. Donald Tremblay

Allegation: Infection control violations

Discussion: The Investigation Report was reviewed. Infection control violations, record-keeping issues, lack of current BLS certification, Continuing Education deficiencies during the 2010-2012 license renewal period, and lack of proper maintenance of emergency drugs and equipment were noted.

Motion: **To offer 6 months Stayed Probation.**

Motion Made By: Ms. Lois Sobel

Second: Dr. Stephen DuLong

Motion: **MOTION WITHDRAWN**
To offer Probation for 1 year and to include the following continuing education credits:

Full Day: Risk Management

Full Day: Infection Control

Full Day: Managing Medical Emergencies

Half Day: Record Keeping

Half Day: OSHA

2 Hours: Ethics (may be taken online)

Board of Registration in Dentistry
General Session Minutes
November 6, 2013
Adopted by Board January 15, 2014

Motion Made By: Ms. Lois Sobel
Second: Dr. Stephen DuLong
Vote: Unanimous

--In the Matter of DEN-2013-0015: Irene Beaulieu, RDH

Allegation: Infection control violations
Discussion: The Investigation Report was reviewed. Licensee has been employed as a dental hygienist within the practice since 2001.
Motion: **To offer 6 months Stayed Probation, to include the following Continuing Education:**
Full Day: Risk Management
Full Day: Infection Control
Full Day: Managing Medical Emergencies
Half Day: OSHA

Motion Made By: Ms. Ailish Wilkie
Second: Dr. John Hsu
Vote: Unanimous

--In the Matter of DEN-2013-0095: Sandra Correiro, RDH

Allegation: Licensee practiced dental hygiene without a current license from March 31, 2011 through May 13, 2013.
Discussion: The investigation report was reviewed
Motion: **To offer Reprimand and to include completion of infection control course, mandatory for license renewal ending March 31, 2011.**
Motion Made By: Ms. Ailish Wilkie
Second: Dr. Cynthia Stevens
Vote: Unanimous

--In the Matter of DEN-2013-0096: Dr. Robert Lorenz

Allegation: Licensee employed a dental hygienist without a current license from March 31, 2011 through May 13, 2013
Discussion: The Investigation Report was reviewed.

Board of Registration in Dentistry
General Session Minutes
November 6, 2013
Adopted by Board January 15, 2014

Motion: To offer Stayed Probation for 6 months, and to include completion of continuing education credits required for license renewal ending March 31, 2012.

Motion Made By: Ms. Ailish Wilkie

Second: Dr. John Hsu

Vote: Unanimous

Motion: To adjourn the meeting at 2:35 p.m.

Motion Made By: Ms. Lois Sobel

Second: Dr. Cynthia Stevens

Vote: Unanimous

Respectfully submitted,

Dr. Milton Glicksman, Chair *pro tem*

Date: _____